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10 UBIQUITI NETWORKS INC. and UBIQUITI
NETWORKS INTERNATIONAL LIMITED

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14 SYNOPSYS, INC.,

15 Plaintiff,

16 v.

17 UBIQUITI NETWORKS, INC., UBIQUITI
18 NETWORKS INTERNATIONAL LIMITED,
19 CHING-HAN TSAI, and DOES 1-20,
inclusive

20 Defendants.

21 UBIQUITI NETWORKS, INC. and UBIQUITI
22 NETWORKS INTERNATIONAL LIMITED,

23 Counterclaimants,

24 v.

25 SYNOPSYS, INC.,

26 Counterdefendant.

Case No. 3:17-cv-00561-WHO

**UBIQUITI NETWORKS, INC. AND
UBIQUITI NETWORKS
INTERNATIONAL LIMITED'S
OPPOSITION TO PLAINTIFF
SYNOPSYS, INC.'S MOTION TO
EXTEND TIME FOR CASE
MANAGEMENT CONFERENCE**

1 Defendants Ubiquiti Networks, Inc. and Ubiquiti Networks International Limited
2 (collectively, “Ubiquiti Defendants”) hereby oppose Plaintiff Synopsys, Inc.’s motion to extend
3 the Case Management Conference (“CMC”) date currently set for September 11, 2018 to
4 October 16, 2018.

5 Synopsys’ explanation for filing its motion is that unless the CMC date is extended to
6 October 16, 2018, the parties cannot comply with Your Honor’s June 6, 2018 Minute Order that
7 the parties should attend an additional mediation with Judge Layn Phillips prior to the next CMC.
8 The Ubiquiti Defendants oppose the motion because they prefer an earlier mediation date, in part
9 to accommodate work conflicts, religious holidays, and anticipated paternity leave for Ubiquiti’s
10 in-house counsel beginning in early August. (Taylor Decl. ¶ 2.) Judge Phillips is available on
11 only five dates prior to September 11 that do not work for both parties. (*Id.*) The Ubiquiti
12 Defendants have asked Synopsys if it would agree to a mediation with Judge Gary Feess, who co-
13 mediated the last session with Judge Phillips, and offered two specific dates in July when
14 Ubiquiti, its counsel, and Judge Feess are available, but Synopsys refused. (*Id.* ¶ 3.) It is not
15 practical or judicially efficient to modify the existing schedule by extending the September 11
16 CMC date, merely to accommodate Judge Phillips’ availability, when the Ubiquiti Defendants are
17 willing to mediate with another private mediator and/or attend a settlement conference before a
18 magistrate judge on earlier dates. (*Id.* ¶ 4.) The parties cannot rule out that a continuation will
19 not affect later deadlines. In addition, the Ubiquiti Defendants believe the case will benefit from
20 a CMC in September, when Your Honor can address any relevant issues from expected motion
21 practice prior to October 11. (*Id.*)

22 Accordingly, the Ubiquiti Defendants respectfully request that the Court deny Synopsys’
23 motion to extend the September 11, 2018 CMC date. The solution here is to order the parties to
24 explore other ADR options prior to September 11, such as a mediation with Judge Feess or a
25 settlement conference with a magistrate judge, rather than grant Synopsys’ motion that effectively
26 forces a late mediation in October—which will likely push any subsequent settlement conference
27 into the new year, when the undersigned is unavailable due to a planned vacation in Africa, as
28 discussed at the June 6 hearing.

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Dated: July 16, 2018

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By: /s/ Jennifer Lee Taylor
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